

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, DC 20231

In re application of: Gregor CEVC  
 Serial No.: 09/284,683  
 Filed: June 24, 1999  
 For: PREPARATION FOR THE TRANSPORT OF AN ACTIVE SUBSTANCE ACROSS BARRIERS

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Sir:

Transmitted herewith is a **Communication** in the above-identified application.

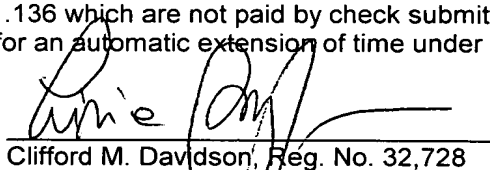
- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
FOR:	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	* Minus**	=	0	x \$	9		x \$	18
INDEP. CLAIMS	* Minus***	=	0	x \$	42		x \$	84
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$140		+	\$280

TOTAL: \$ OR TOTAL: \$

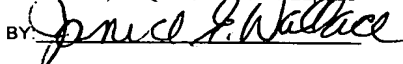
- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:  
☐ Petition for extension under 37 C.F.R. 1.136 (in duplicate)  
☒ Other: **Copies of Four (4) Information Disclosure Statements with Exhibits A-E filed on December 4, 2001; Form PTO 1449; Seventy One (71) References; and Certificate of Hand Delivery**
- ☐ Check(s) in the amount of **\$0.00** is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition fee for extension under 37 C.F.R. 1.136  
☐ Other:
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  
☒ Any patent application processing fees under 37 C.F.R. 1.17.  
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
 Clifford M. Davidson, Reg. No. 32,728  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
 485 Seventh Avenue, 14<sup>th</sup> Floor  
 New York, New York 10018  
 Tel: (212) 736-1940  
 Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, D.C. 20231" on January 28, 2002.

DAVIDSON, DAVIDSON &amp; KAPPEL, LLC

BY: 

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re: Application of: Gregor CEVC  
Serial No.: 09/284,683  
Filed: June 24, 1999  
For: PREPARATION FOR THE TRANSPORT OF AN  
ACTIVE SUBSTANCE ACROSS BARRIERS  
Examiner: G. Kishore (Art Unit 1615)

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Assistant Commissioner for Patents  
Washington, DC 20231

January 28, 2002

**CERTIFICATE OF HAND DELIVERY**

S I R:

I hereby certify that the enclosed correspondence in connection with the above-identified patent application, namely:

- Form PTO 1083 (1 page);
- A Communication (3 pages);
- Copies of Four (4) Information Disclosure Statements (16 pages); with Exhibit A (18 pages); Exhibit B (14 pages); Exhibit C (7 pages); Exhibit D (12 pages); and Exhibit E (6 pages) as filed on December 4, 2001;
- Form PTO 1449 (4 pages);
- Seventy One (71) references; and
- Postcard

are being deposited BY HAND with Group Art Unit 1615 of the United States Patent and Trademark Office in an envelope addressed to "Assistant Commissioner for Patents, c/o

Examiner G. Kishore, Art Unit: 1615, Washington, D.C. 20231" on January 28, 2002.

Respectfully submitted,

By: Risa Zumwalt

DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, NY 10018  
(212) 736-1940

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U.S. Patent and Trademark Office  
Washington, D.C. 20231

January 28, 2002

**COMMUNICATION**

Sir:

On December 4, 2001, Applicant submitted to the U.S. Patent and Trademark Office 76 references for consideration by the Examiner. The 76 references included five (5) Exhibits A – E. Due the large number of references being submitted, the form PTO-1449 accompanying this submission was four (4) pages long, and listed the references under reference designations AA-AZ, BA-BR, CB-CU and DB-DL. These references were distributed among four (4) separate IDSs that were each accompanied by a complete copy of the four (4) page form PTO-1449. The four separate IDSs were identical in all respects except that the first paragraph of each IDS referred only to the references cited on one page of the form PTO-1449. Thus, the first paragraph of IDS 1 referred only to references AA-AZ, the first paragraph of IDS 2 referred only to references BA-BR, the first paragraph of IDS 3 referred to references CB-CU and the first paragraph of IDS 4 referred only to references DB-DL.

For the convenience of the U. S. Patent and Trademark Office, each IDS along with four (4) pages of form PTO-1449 and the references cited in the first paragraph of each IDS were attached together and placed in an envelope. Thus, on December 4, 2001, all 76 references were mailed in four different envelopes, each envelope containing

references AA-AZ, BA-BR, CB-CU and DB-DL, respectively, as identified in the text of each enclosed IDS.

In a teleconference on January 24, 2002, Examiner Kishore advised the undersigned that he had received only three (3) of the four IDS documents and none of the references. Examiner Kishore then requested the undersigned for another set of references.

Accordingly the following documents are enclosed for entry into the above referenced application:

- (i) one copy of the four (4) text IDS documents mailed on December 4, 2001 having attached thereto Exhibits A-E;
- (ii) one form PTO-1449 wherein, at the request of the Examiner, sheet 4 of 4 was revised to delete references to any exhibits related to the opposition to German Patent DE 4447287 C1, because the Examiner does not regard these exhibits as prior art; revised sheet 4 of form PTO-1449 now lists only references DB-DG and DL; sheet 4 of 4 was also revised to substitute all PCT numbers with the corresponding WO numbers; and
- (iii) all remaining seventy one (71) references excluding Exhibits A-E and as cited on the enclosed revised form PTO-1449 and previously mailed on December 4, 2001 but not received by the USPTO.

It is believed that no fee is due for the entry of the above documents into the above-referenced application. If it is determined that additional fees are due at this time, the Assistant Commissioner is hereby authorized to charge said fees to Deposit Account No. 50-0552.


If the Examiner has any questions or comments relating to the present application,

he or she is respectfully invited to contact Applicant's attorney at the telephone number set forth below.

Respectfully Submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: \_\_\_\_\_

  
Clifford M. Davidson

Reg. No. 32,728

Livia S. Boyadjian

Reg. No. 34,781

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue, 14th Floor  
New York, New York 10018  
(212) 736-1940